

REMARKS

Claim Status

Claims 3-6, 8-9, 11-14, 17 and 19-22 have been canceled without prejudice. Claims 1-2, 7, 10, 15-16, 18, and 23-37 are pending in the application. Claims 1, 27, and 35 have been amended to more clearly recite the invention. *See, e.g.*, Specification, page 2, lines 5-8 and page 10, line 27 – page 11, line 11. No new matter has been entered.

Claim Rejection Under 35 U.S.C. § 103

Claims 1-2, 7, 10, 15-16, 18, and 23-37 stand rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over U.S. Patent 3,772,203 (hereinafter referred to as “Gray”) in view of U.S. Patent 3,866,800 (hereinafter referred to as “Schmitt”). The Applicants respectfully traverse this rejection because a prima facie case of obviousness has not been established.

Applicants respectfully submit that each and every element of the present invention is not disclosed or suggested by the cited art. Specifically, Applicants respectfully submit that the cited art does not disclose, among other elements, a shave gel wherein the shaving composition comprises a post-foaming shave gel. Post-foaming shave gels volatilize and foam upon application to the skin. *See, e.g.*, Specification, page 10, lines 27-29.

There is no disclosure or suggestion of post-foaming shave gels in either Grey or Schmitt. The Office Action states that Grey does not teach the post-foaming shave gel. *See*, Office Action, page 3. Schmitt does not cure the defect of Grey. While the Office Action suggests that Smith allegedly discloses gels, there is no disclosure or suggestion of post-foaming shave gels by Smith.

As such, Applicants respectfully request that the above rejection be withdrawn.

With regard to all claims not specifically mentioned, these are believed to be allowable not only in view of their dependency on their respective base claims and any intervening claims, but also for the totality of features recited therein.

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All claims are believed to be in condition for allowance. Should the Examiner disagree, Applicant respectfully invites the Examiner to contact the undersigned attorney for Applicant to arrange for a telephonic interview in an effort to expedite the prosecution of this matter.

Conclusion

This response represents an earnest effort to place the present application in proper form and to distinguish the invention as claimed from the applied references. In view of the foregoing amendments and remarks reconsideration of this application and allowance of the pending claims are respectfully requested. Should any fee be required, please charge such fee to Procter & Gamble Deposit Account No. 16-2480.

Respectfully Submitted,

THE PROCTER & GAMBLE COMPANY

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